



DEPT REF

PATENT MAINTENANCE
DIVISION
PATENT
P57211

2006 MAY 10 PM 4:10

US PATENT & TRADEMARK
OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

WAN-SOO HAN *et al.*

Serial No.: 10/617,153

Examiner: PERRY, ANTHONY T.

Filed: 8 July 2003

Art Unit: 2879

For: EL DEVICE WITH ELECTRODE LAYER FOR NOISE REDUCTION AND
FABRICATION METHOD THEREOF

REQUEST FOR REFUND

Mail Stop : 16

Attn: Refund

Director of the U.S. Patent & Trademark Office
2051 Jamieson Ave, Suite 300
Alexandria, VA 22314

Sir:

Applicant respectfully request for refund of (1) Request for Continued Examination (RCE)
fee: \$395 under fee code [1801] and (2) one-month extension of time fee: \$60.00 under fee code
[1252] overpaid on 8 May 2006 in the above-referenced application for the reason as follows:

1. On 8 July 2003, Applicant filed the above-referenced patent application with verified
showing of Small Entity Status.
2. On 6 October 2003, the PTO issued a Filing Receipt confirming Applicant's Small
Entity Status.

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3. On 11 January 2006, a final Office action (Paper No. 012006) was mailed.
4. On 6 April 2006, Applicant timely filed Amendment After Final in reply to Paper No. 012006. No fee is incurred by filing the Amendment After Final on 11 January 2006.
5. On 17 April 2006, an Advisory Action (Paper No. 042006) was mailed. In Paper No. 042006, the Examiner checked the box (a) for period for reply indicating that the period for reply expires 3 months from the mailing date of the final rejection. Therefore, Applicant set 11 May 2006 as one-month extension time period for response to Paper No. 012006 and Paper No. 20042006.
6. On 9 May 2006, Applicant (a Small Entity) in advertently, and by mistake, filed the Request for Continued Examination (RCE) and a Petition for One-month Extension of Time with a check #50795 in amount of \$910.00 (\$790.00 for fee of RCE + \$120.00 for fee of one-month extension of time) for a Large Entity.


REMARKS

In view of the above, out of the payment of \$910.00 with filing of RCE and One-Month Extension of Time on 9 May 2006, \$455.00 was overpaid for Applicant's Small Entity Status.

Accordingly, the Commissioner is respectfully requested to immediately refund (1) Request for Continued Examination (RCE) fee: \$395 under fee code [1801] and (2) one-month extension of time fee: \$60.00 under fee code [1252] overpaid on 8 May 2006 to Applicant's undersigned attorney's Deposit Account No. 02-4943.

Please refer the attached documents for the above-reference patent application.

Respectfully submitted,


Robert E. Bushnell
Attorney for Applicant
Reg. No.: 27,774

1522 "K" Street, N.W., Suite 300
Washington, D.C. 20005
(202) 408-9040

Folio: P57211

Date: 9 May 2006

I.D.: REB/fw

Enclosures: 1. A copy of RCE, Petition for One-month Extension of Time, Fee transmittal and check #50795 filed on 5/8/2006
2. A copy of date-stamped postcard receipt dated 5/8/2006
3. A copy of Utility Patent Application Transmittal filed on 7/8/2003
4. A copy of Filing Receipt indicating Applicant's Small Entity Status dated 10/6/03

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PTO/SB/30 (5/2000)

Approved for use through xx/xx/xxxx OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000
provides for continued examination of an utility or plant application
filed on or after June 8, 1995
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/617,153
Filing Date	8 July 2003
First Named Inventor	WAN-SOO HAN
Group Art Unit	2879
Examiner Name	PERRY, ANTHONY T.
Attorney Docket Number	P57211

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Note: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply in response to the Final Office Action (Paper No. 012006) dated 11 January 2006
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months.
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to **Deposit Account No. 02-4943**.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§1.136 and 1.17)
- iii. ☐ Other _____
- b. ☒ Check (#50795) in the amount of \$ 910.00 enclosed.
(\$790.00 for RCE fee)
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

05/09/2006 SDENBOB1 00000120 10617153
01 FC:1801 790.00 00

Adjustment date: 05/25/2006 SDENBOB1
05/09/2006 SDENBOB1 00000120 10617153
01 FC:1801 790.00 00

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	ROBERT E. BUSHNELL	Registration No. (Attorney/Agent)	27,774
Signature		Date	8 May 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent & Trademark Office on:

Name (Print/Type)	ROBERT E. BUSHNELL		
Signature		Date	8 May 2006

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent & Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETE FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Alexandria, VA 22313-1450.

REB/fw

Repln. Ref: 05/25/2006 SDENBOB1 0010444500
DAH:024943 Name/Number:10617153
FC: 9204 \$455.00 CR

05/25/2006 SDENBOB1 00000002 10617153
01 FC:2801 395.00 00

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PATENT
P57211

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

WAN-SOO HAN *et al.*

Serial No.: 10/617,153

Examiner: PERRY, ANTHONY.T.

Filed: 8 July 2003

Art Unit: 2879

For: EL DEVICE WITH ELECTRODE LAYER FOR NOISE REDUCTION AND
FABRICATION METHOD THEREOF

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450


Sir:

Pursuant to 37 C.F.R. §1.136(a), please extend the time for responding to a final Office action (Paper No. 012006) mailed on 11 January 2006, for one (1)-month to and through 11 May 2006.

The one-month fee for Large Entity in the amount of \$120.00 is enclosed. (Check No. 50795) Should any additional fees be required under 37 C.F.R. §1.16 or 37 C.F.R. §1.17, please charge them to our Deposit Account No. 02-4943 and advise us accordingly.

Also, should any additional time be required, please accept this as a petition for such additional extension of time and charge our Deposit Account No. 02-4943 and advise us accordingly.

Respectfully submitted,


Robert E. Bushnell
Attorney for Applicants
Reg. No.: 27,774

05/09/2006 SDENBOB1 00000120 10617153

02 FC:1251 120.00 DP

Adjustment date: 05/25/2006 SDENBOB1

05/09/2006 SDENBOB1 00000120 10617153

02 FC:1251 -120.00 DP

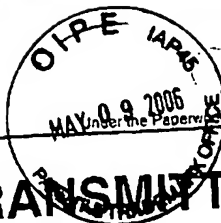
1522 "K" Street, N.W., Suite 300
Washington, D.C. 20005
Area Code: 202-408-9040

Folio: P57211
Date: 5/8/06
I.D.: REB/fw

05/25/2006 SDENBOB1 00000002 10617153

02 FC:2251

60.00 DP



PTO/SB/17 (08-00)
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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FEE TRANSMITTAL

Patent fees are subject to annual revision.

Complete If Known

Application Number	10/617,153
Filing Date	8 July 2003
First Named Inventor	WAN-SOO HAN
Examiner Name	PERRY, ANTHONY T.
Group/Art Unit	2879
Attorney Docket No.	P57211

TOTAL AMOUNT OF PAYMENT

(\$ 910.00)

METHOD OF PAYMENT (check one)

1. Payment Enclosed:

(CHECK #50795)

- ☒ Check ☐ Credit Card ☐ Money Order
☐ Other

☐ Charge Any Additional Fee Required Under 37 C.F.R. §1.16 and 1.17.

☐ Applicant claims small entity status. See 37 CFR 1.27

2. The Commissioner is hereby authorized to charge any deficiency and credit any over payments to:

Deposit Account Number: 02-4943

FEE CALCULATION

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
EXTENSION OF TIME FEES					
1251	120	2251	60	Extension for reply within first month	\$ 120.00
1252	450	2252	225	Extension for reply within second month	\$
1253	1020	2253	510	Extension for reply within third month	\$
1254	1590	2254	795	Extension for reply within fourth month	\$
1255	2160	2255	1080	Extension for reply within fifth month	\$
APPEAL					
1401	500	2401	250	Notice of Appeal	\$
1402	500	2402	250	Filing a brief in support of an appeal	\$
1403	1000	2403	500	Request for oral hearing	\$
CLAIMS					
1201	200	2201	100	Independent claims in excess of 3	\$
1202	50	2202	25	claims in excess of 20	\$
Other Fee (specify)					\$
Other Fee (specify)					\$
Other Fee (specify)					\$

SUBTOTAL: LEFT COLUMN \$ 120.00

FEE CALCULATION

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
MISCELLANEOUS					
1801	\$790	2801	\$395	Request for continued examination (RCE)	\$ 790.00
1806	\$180			Submission of an IDS	\$
1814	\$130	2814	\$65	Statutory disclaimer	\$
8021	\$40			Recordation of assignment per property	\$
TRADEMARK					
6001/7001			\$335	Application for registration, per class	\$
6002/7002			\$100	Amendment to Allege Use, per class	\$
6003/7003			\$100	Statement of Use, per class	\$
6004/7004			\$150	Request for six-month extension of time, per class	\$
6205/7205			\$100	\$8 affidavit, per class	\$
6208/7208			\$200	\$15 affidavit, per class	\$
6201/7201			\$400	Application for renewal, per class	\$
6403/7403			\$100	Ex parte appeal, per class	\$
PETITION					
1462			\$400	Petitions to Director (Group I)	\$
1463			\$200	Petitions to Director (Group II)	\$
1464			\$130	Petitions to Director (Group III)	\$
1452	\$500	2452	\$250	Petitions to revive unavoidably abandoned application	\$
1453	\$1500	2453	\$750	Petitions to revive unintentionally abandoned application	\$
PATENT MAINTENANCE					
1551	\$900	2551	\$450	Due at 3.5 years	\$
1552	\$2300	2552	\$1150	Due at 7.5 years	\$
1553	\$3800	2553	\$1900	Due at 11.5 years	\$
Other Fee (specify)					\$
Other Fee (specify)					\$
Other Fee (specify)					\$

SUBTOTAL: RIGHT COLUMN \$ 790.00

SUBMITTED BY

Typed or Printed Name

Robert E. Bushnell, Esq.

Reg. Number

27,774

Signature

Date

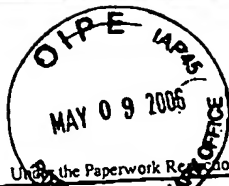
8 May 2006

Deposit Account User ID

REB/fw

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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PTO/SB/30 (5/2000)

Approved for use through xx/xx/xxxx OMB 0651-0031

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	ROBERT E. BUSHNELL	Registration No. (Attorney/Agent)	27,774
Signature		Date	8 May 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent & Trademark Office on:

Name (Print/Type)	ROBERT E. BUSHNELL	Date	8 May 2006
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent & Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETE FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Alexandria, VA 22313-1450.

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